

MHN

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

RECEIVED
8-25-2008
AUG 25 2008
MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

David Thurman

(Enter above the full name
of the plaintiff or plaintiffs in
this action)

vs.

Case No: 1:08-CV-02548
(To be supplied by the Clerk of this Court)

C. Cannon

08cv2548

(Enter above the full name of ALL
defendants in this action. Do not
use "et al.")

CHECK ONE ONLY:

AMENDED COMPLAINT

☒

COMPLAINT UNDER THE CIVIL RIGHTS ACT, TITLE 42 SECTION 1983
U.S. Code (state, county, or municipal defendants)

☐

COMPLAINT UNDER THE CONSTITUTION ("BIVENS" ACTION), TITLE
28 SECTION 1331 U.S. Code (federal defendants)

☐

OTHER (cite statute, if known)

**BEFORE FILLING OUT THIS COMPLAINT, PLEASE REFER TO "INSTRUCTIONS FOR
FILING." FOLLOW THESE INSTRUCTIONS CAREFULLY.**

I. Plaintiff(s):

- A. Name: David Thurman
- B. List all aliases: _____
- C. Prisoner identification number: B-36829
- D. Place of present confinement: Stateville
- E. Address: Box 112 Joliet 60434

(If there is more than one plaintiff, then each plaintiff must list his or her name, aliases, I.D. number, place of confinement, and current address according to the above format on a separate sheet of paper.)

II. Defendant(s):

(In A below, place the full name of the first defendant in the first blank, his or her official position in the second blank, and his or her place of employment in the third blank. Space for two additional defendants is provided in B and C.)

- A. Defendant: C. Cannon
 Title: Publication Review Officer
 Place of Employment: Stateville
- B. Defendant: _____
 Title: _____
 Place of Employment: _____
- C. Defendant: _____
 Title: _____
 Place of Employment: _____

(If you have more than three defendants, then all additional defendants must be listed according to the above format on a separate sheet of paper.)

III. List ALL lawsuits you (and your co-plaintiffs, if any) have filed in any state or federal court in the United States:

- A. Name of case and docket number: David Thurman, Terry Starnes, And Rickey Greenwood 97-208-JPB
Civil #
- B. Approximate date of filing lawsuit: Jan. or Feb. of '97'
- C. List all plaintiffs (if you had co-plaintiffs), including any aliases: David Thurman, Terry Starnes and Rickey Greenwood
- D. List all defendants: Leo L. Meyer, Alice Washington, Jerry D. Gilmore, Louis Lowery, Tim Woods and Richard Gramley
- E. Court in which the lawsuit was filed (if federal court, name the district; if state court, name the county): U.S. Dist Court for the Southern Dist of Illinois
- F. Name of judge to whom case was assigned: Chief Judge ~~Robert~~ J. Phil Gilbert
- G. Basic claim made: Due process violation, Prison Confiscating state pay because of lock down
- H. Disposition of this case (for example: Was the case dismissed? Was it appealed? Is it still pending?): Dismissed, Not appealed, Not Pending
- I. Approximate date of disposition: 7-11-97

IF YOU HAVE FILED MORE THAN ONE LAWSUIT, THEN YOU MUST DESCRIBE THE ADDITIONAL LAWSUITS ON ANOTHER PIECE OF PAPER, USING THIS SAME FORMAT. REGARDLESS OF HOW MANY CASES YOU HAVE PREVIOUSLY FILED, YOU WILL NOT BE EXCUSED FROM FILLING OUT THIS SECTION COMPLETELY, AND FAILURE TO DO SO MAY RESULT IN DISMISSAL OF YOUR CASE. CO-PLAINTIFFS MUST ALSO LIST ALL CASES THEY HAVE FILED.

IV. Statement of Claim:

State here as briefly as possible the facts of your case. Describe how each defendant is involved, including names, dates, and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. (Use as much space as you need. Attach extra sheets if necessary.)

1. Aug²⁸ 07 C. Cannon of the publication Review Committee, withheld 3 magazines from me that were sent to me through the mail. 2 i was informed through the mail that they would not be given to me 2 were on the disapproved list and 1 had been reviewed and disapproved. 3. i wrote him a letter the same day asking him to tell what was wrong with the 3 magz, so i could tell my people what they can and cant send
4. He responded stating "each issue is reviewed - It is not on the banned list yet". He violated my Right to free speech under the 1st Amdt. to the U.S. Constitution and Illinois constitution
5. my right to due process was also violated By him because i was not given the notice Requirements of Illinois Administrative Code 525.230 sub. C 1 thru 4 and subsection D
6. The magz, were taken in violation of Illinois Administrative Code

other lawsuit filed

A Name of Case and Docket #: Thurman v Roper
Et Al # 1:95-cv-01070 m m m

B. Approximate date of filing lawsuit: 2-16-95

C. List all plaintiffs (if you had co-plaintiffs),
Including any aliases: ~~NAME~~ David Thurman
An

D. List all defendants: ~~David Thurman~~ Larry
Francis Melvin, Richard, Gramley

E. Court in which lawsuit was filed: Central Dist of
Illinois (Peoria)

F. Name of judge to whom the case was assigned:

G. Basic claim made: 8th Admt. violation

H. Disposition of this case: Dismissed ~~not appeal~~

~~not appealing~~ and was appealed, not
Pending, Appeal dismissed 10-20-96

I. approximate date of disposition: 10-20-95

→ Michael M. Mihm

V. Relief:

State briefly exactly what you want the court to do for you. Make no legal arguments. Cite no cases or statutes.

Find that my right to free speech and due process was violated and award me money damages of \$2,000, ~~and~~ punitive damages of \$2,000, compensatory damages of \$500, exemplary damages of \$500 and cost of filing

VI. The plaintiff demands that the case be tried by a jury. ☒ YES ☐ NO

CERTIFICATION

By signing this Complaint, I certify that the facts stated in this Complaint are true to the best of my knowledge, information and belief. I understand that if this certification is not correct, I may be subject to sanctions by the Court.

Signed this _____ day of _____, 20____

David J. Thurman

(Signature of plaintiff or plaintiffs)

David Thurman

(Print name)

B-36829

(I.D. Number)

Box 112 Joliet, IL 60434

(Address)